

**BEFORE  
THE DISTRICT OF COLUMBIA  
ALCOHOLIC BEVERAGE CONTROL BOARD**

**In the Matter of:**

Lee Nak Won & Min Kyung Lee  
t/a Lee's Mini Market

Application for a Retailer's Class  
B License – renewal  
at premises  
3853 Alabama Ave., SE  
Washington, D.C.

Case No. 32231-04/015P  
2004-34

Kathy Chamberlain, Chair on behalf of the Advisory Neighborhood Commission 7B,  
Protestant

Lee Nak Won & Min Kyung Lee, Applicant

**BEFORE:** Charles A. Burger, Chairperson  
Vera Abbott, Member  
Judy A. Moy, Member  
Audrey E. Thompson, Member  
Peter B. Feather, Member

**ORDER ON WITHDRAWN PROTEST  
AND VOLUNTARY AGREEMENT**

The application, having been protested, came before the Board on December 3, 2003, in accordance with D.C. Official Code Section 25-601 (2000 Edition). Kathy Chamberlain, Chair, on behalf of the Advisory Neighborhood Commission 7B, filed timely opposition.

The official records of the Board reflect that the parties have reached an agreement that has been reduced to writing and has been properly executed and filed with the Board. Pursuant to the agreement, dated December 18, 2003, the protestant have agreed to withdraw the opposition, provided, however, the Board's approval of the pending application is conditioned upon the licensee's continuing compliance with the terms of the agreement.

Lee Nak Won & Min Yung Lee  
t/a Lee's Mini Market  
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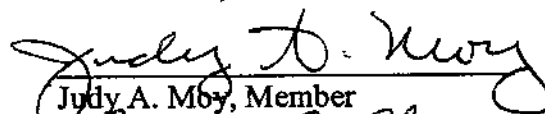
Accordingly, it is this 14 day of April 2004, **ORDERED**  
that:

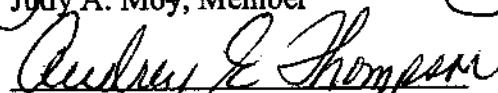
1. The opposition of Kathy Chamberlain, Chair, on behalf of the Advisory Neighborhood Commission 7B, is **WITHDRAWN**;
2. The application of Lee Nak Won & Min Yung Lee t/a Lee's Mini Market for a Retailer's class B license (renewal) at 3853 Alabama Ave., S.E., Washington, D.C. is **GRANTED**;
3. The above-referenced agreement between the parties is **INCORPORATED** as part of this Order; and
4. Copies of this Order shall be sent to the Protestant and the Applicant.


District of Columbia  
Alcoholic Beverage Control Board

  
Charles A. Burger, Chair

Vera Abbott, Member

  
Judy A. Mby, Member

  
Audrey E. Thompson, Member

  
Peter B. Feather, Member

## AGREEMENT

Made this 18<sup>th</sup> day of December 2003, by and between Susan S. Kim, t/a Lee's Mini Market (the applicant), and Advisory Neighborhood Commission 7B, (the ANC)."

## WITNESSETH

WHEREAS, Applicant's application for a Retailers' Class "B" license for premises, 3853 Alabama Avenue, S.E., Washington, DC 20020, ABC Application #32231, is now pending before the District of Columbia Alcoholic Beverage Control Board (ABC); and,

WHEREAS, the premises is within the boundaries of the ANC; and,

WHEREAS, the parties desire to enter into a voluntary agreement governing certain understandings regarding the issue of a Retailers' Class "B" Liquor License at the subject premises;

NOW, THEREFORE, the parties agree as follows:

1. Applicant will prohibit and prevent loitering, and panhandling within 100 feet of the establishment by:
  - A. Maintaining a "No Loitering, No Loud Music, No Pandhandling" sign on the outside of the establishment; and,
  - B. Posting a sign inside the establishment requesting customers not to contribute to panhandlers; and,
  - C. Asking loiterers to move on whenever they are observed outside the establishment; and,
  - D. Calling the MPD to remove the loiterers whenever they are observed outside the establishment; and
  - E. Applicant will not sell alcohol products prior to 9:30am and after 10pm; and
  - F. Applicant will have no pricing signage for alcohol products in the front windows; and,
2. Applicant agrees to participate in an ABC Board-approved course in alcoholic beverage sales management.
3. Applicant will keep windows free of papers so that the Metropolitan Police Department can see clearly into the establishment for security purposes.

4. Applicant will maintain the public space adjacent to the establishment in a clean and litter-free condition by:

A. Picking up trash, including beverage bottles and cans, on a daily basis, or more often if needed.

B. Sweeping the outside of the establishment on a daily basis, or more often if needed.

5. Applicant will keep isles in the establishment opened at all times.

6. Applicant will not sell single "blunts," tobacco rolling papers, and bags used for drugs.

7. In consideration of, and reliance upon the voluntary commitments reflected in the above paragraphs, the ANC 7B will not oppose the applicant's pending license application.

8. The parties further agree that any failure of Applicant to adhere to the foregoing voluntary commitment would constitute grounds for the ANC 7B to petition the ABC Board for issuance of an order to show cause pursuant to 23 D.C.M.R. 1513.5.

9. The parties further agree, that in the event of a sale of establishment during this license period, that the owner will convey this agreement to the new owner.

IN WITNESS WHEREOF, the parties have affixed hereto their hands and seals.

APPLICANT:

By: 

Owner  
Susan S. Kim  
Application #32231

ANC 7B:

By: 

Kathy Chamberlain  
Chairperson, ANC 7B

By: 

Sarah D. Boyd  
Commissioner, ANC 7B07

By: 

Jim Byers  
Secretary, ANC 7B